

HOUSE JOURNAL

TWENTY-THIRD DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representatives Pat Jones and David Ure, excused.

Pledge of Allegiance and prayer by Representative James R. Gowans.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:30 a.m.

Speaker Stephens called the House to order at 10:30 a.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 22, 2002

The Senate passed, as amended, **Sub. S.B. 15**, ORGAN DONATION CHECKOFF, by Senator HALE, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 20**, BONDING AUTHORITY FOR IRRIGATION DISTRICTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 24**, RELEASE OF CUSTODIAL OR NONCUSTODIAL PARENT'S ADDRESS, by Senator D. E. Allen, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. S.B. 15**, **S.B. 20**, and **S.B. 24**, read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

Mr. Speaker: January 22, 2002

The Rules Committee recommends that, under suspension of the rules, the following interim committee bills be considered read for the second time and placed on the Third Reading Calendar.

H.B. 16 Blood and Breath Alcohol Testing (P. Ray)
H.B. 17 Multiple Driving Under the Influence Offenses
(A. L. Tyler)
H.B. 18 Court Records of Driving Under the Influence Cases
(A. L. Tyler); and

The Rules Committee recommends further that the above bills, together with **H.B. 48**, Local Substance Abuse Authority Amendments (P. Ray), be scheduled for a time certain Friday, January 25, 2002 at 10:30 a.m.

Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

H.B. 16, **H.B. 17**, and **H.B. 18**, read the second time by short title and placed on the calendar for third reading for a Time Certain of January 25, 2002 at 10:30 a.m.

H.B. 48 was set for Time Certain on January 25, 2002 at 10:30 a.m.

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Mr. Speaker: January 22, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

H.B. 81 Youth Fishing License Amendments (F. Fife)
H.B. 83 Impounded Livestock - Sale by County (T. Hatch)
H.B. 100 Criminal Code Definition Amendment (G. Adair)
H.B. 102 Criminal History Background Information
(D. Bourdeaux)
H.B. 235 Emergency Vehicle Amendments (P. Ray)
H.J.R. 1 Resolution Reappointing Legislative Auditor General
(M. Stephens)
H.J.R. 5 Resolution Calling for Support of the Principles of the
Alliance for Unity (R. Bigelow)

Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

H.B. 81, **H.B. 83**, **H.B. 100**, **H.B. 102**, **H.B. 235**, **H.J.R. 1**, and **H.J.R. 5**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 22, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

S.B. 8	Repeal of National Guard Advisory Board (M. Peterson)
S.B. 10	Revisions to Senate Advise and Consent Powers (R. Allen)
S.B. 12	Transfer of Youth Services Oversight (D. C. Buttars)
S.B. 22	Attempted Murder Amendments (D. Gladwell)
	Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

S.B. 8, S.B. 10, S.B. 12, and S.B. 22, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 22, 2002

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 223**, Hunting License Fee Refund (M. Styler), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 14:
After “Forces” insert “or public health or public safety organization”
and after “mobilized” insert “or deployed”
2. Page 1, Line 15:
After “defense” insert “or emergency”
3. Page 2, Line 29:
After “section” insert “including allowing retroactive refund to September 11, 2001”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 95**, Property Taxes - Notice of Delinquency (M. Dillree), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 6:
After “Act to” insert “provide definitions, to”
2. Page 2, Line 31:
After “by” insert “: (A)”
3. Page 2, Line 32:
After “taxpayer.” insert “or
(B) if the delinquent taxpayer is a business entity, the name of the business entity:”
4. Page 2, Line 39:
After “(iii)” insert “(A)” and after “taxpayer.” insert “or (B) if the
delinquent taxpayer is a business entity, the name of the business entity:”
5. Page 2, Line 55:
After “(ii)” insert “(A)” and after “taxpayer.” insert “or (B) if the
delinquent taxpayer is a business entity, the name of the business entity:”
6. Page 3, Line 83:
After line 83 insert:
“(6) As used in this section, “business entity” means:
(a) an association;
(b) a corporation;
(c) a limited liability company
(d) partnership;
(e) a trust; or
(f) a business entity similar to Subsections (6)(a) through (e).”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 37**, Parent-time Amendments (J. Ferrin), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 33:
After “past” delete “felony” and insert “criminal”
2. Page 3, Line 72:
At the end of line 72, insert a period after “order” and delete “without”
3. Page 3, Line 73:
Delete line 73.

4. Page 3, Line 87:
After "importance of" delete "complying with the court order and";
and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 232**, Unemployment Insurance Fraud Amendments (T. McCartney), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 11, Line 316:
After "Security" insert "Act"
2. Page 11, Line 335:
After "Security" insert "Act"
3. Page 12, Line 338:
After "Security" insert "Act"
4. Page 12, Line 350:
After "Security" insert "Act"
5. Page 12, Line 358:
After "Security" insert "Act"
6. Page 12, Line 360:
After "Security" insert "Act"

Tom Hatch, Chair

Reports filed. On motion of Representative Bennion, the reports of the Rules Committee were adopted.

H.B. 223, as amended, **H.B. 95**, as amended, **H.B. 37**, as amended, and **H.B. 232**, as amended, read the second time by short title and placed on the calendar for third reading.

RULES COMMITTEE REPORT

Mr. Speaker:

January 23, 2002

The Rules Committee has ordered the following House bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 96** Licensure of Geologists (R. Becker)
H.B. 205 Division of Construction Services (S. Clark)
H.B. 242 Practice of Radiology Technology Licensure
Amendments (J. M. Philpot)

EDUCATION

- H.B. 189** Retention of Educator Licenses (M. Throckmorton)
H.B. 222 School and School District Size Task Force (D. Cox)
H.B. 253 Rural Schools - Equity in Education (B. Johnson)

GOVERNMENT OPERATIONS

- H.B. 71** Eliminate Straight Party Voting Option (T. Beck)
H.B. 256 Constitutional Defense Council Amendments
(S. Urquhart)
H.C.R. 1 Resolution Regarding United States Minting of the Utah
Quarter (N. Hansen)

HEALTH AND HUMAN SERVICES

- H.B. 251** Funding of State and County Health and Human Services
Legislative Task Force (J. Seitz)

JUDICIARY

- H.B. 108** Consumer Protection Amendments - Rental Motor
Vehicles (J. Biskupski)
H.B. 219 Firearm Fee Amendments (J. M. Philpot)
S.B. 11 Prohibiting Intimacy with Youth Receiving State Services
(P. Julander)

POLITICAL SUBDIVISIONS

- H.B. 184** Impact Fees Act Amendments (G. Way)
H.B. 254 Firemen's Civil Service Council Amendments
(J. M. Philpot)
S.B. 18 Uniform Withdrawal Procedures for Special Districts
(D. Gladwell)

QUASI-GOVERNMENTAL ENTITIES

- H.B. 230** Retirement of Public Safety Officials (R. Bigelow)

REVENUE AND TAXATION

- H.B. 103** Individual Income Tax Deduction for Net Capital Gain (J. Ferrin)
- H.B. 252** General Obligation Bonds for Engineering Buildings (G. Adair)
- S.B. 7** Cigarette Tax Stamp and Contraband Amendments (D. E. Allen)

TRANSPORTATION

- S.B. 6** Application for Vehicle Title Amendments (D. Eastman)
- S.B. 21** Motor Vehicle Registration Amendments (D. Steele)

WORKFORCE SERVICES & COMMUNITY & ECONOMIC DEVELOPMENT

- S.B. 23** Workforce Services Amendments (B. Evans)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORTS

Mr. Speaker: January 23, 2002

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 212**, Special Service District Amendments (E. Anderson) be replaced with **Substitute H.B. 212**, Special Service District Amendments (E. Anderson) and further recommends that this interim committee bill be assigned to the Political Subdivision Standing Committee; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 67**, Penalty for Distracted Driving (K. Holdaway), be amended as follows, and further recommends that this interim committee bill be assigned to the Transportation Standing Committee:

1. Page 1, Line 17:
After “including” insert “, but not limited to”
2. Page 1, Line 18:
Delete “telephone” and insert “phone”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 25**, Adult Protective Services Amendments (P. Jones), be replaced with **Substitute H.B. 25**, Adult Protective

Services Amendments (P. Jones), be amended as follows, and further recommends that this interim committee bill be assigned to the Health and Human Services Standing Committee:

1. Page 22, Line 654:
After the semicolon, insert "or"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 236**, Indecent Public Display Amendments (P. Wallace), be amended as follows, and further recommends that this interim committee bill be assigned to the Law Enforcement & Criminal Justice Standing Committee:

1. Page 2, Line 29:
After "depictions of" delete "illicit sex or sexual immorality and"
2. Page 2, Line 30:
After "figures" insert "as defined in Subsection 2(a)"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 106**, Pharmaceutical Access and Drug Policy Advisory Subcommittee (D. Hogue), be amended as follows, and further recommends that this interim committee bill be assigned to the Health and Human Standing Committee:

1. Page 2, Line 34:
Delete "(a)" and after "service" delete "but may" and insert a period
2. Page 2, Lines 35-37:
Delete lines 35 through 37; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 76**, Process for Creation of New School Districts (D. Cox), be amended as follows, and further recommends that this interim committee bill be assigned to the Education Standing Committee:

1. Page 3, Lines 61-67:
Delete lines 61-67 and insert the following:
"(d) If the proposal is approved under Subsection (4)(b), the county legislative body shall submit the proposal to the county clerk to be voted on in accordance with Title 20A, Election Code, at the next general election, beginning with the general election held in the year 2004."

(e) Creation of the new school district shall occur if a majority of the electors within the existing school district voting on the proposal favor the creation of the new district.”

Tom Hatch, Chair

Reports filed. On motion of Representative Bennion, the reports of the Rules Committee were adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 22, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 245**, AMENDMENTS TO SEX OFFENDER REGISTRY, by Representative A. Bradshaw, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 43:
Delete Lines 43-44 and renumber remaining sections accordingly.
2. Page 2, Line 48:
Delete Lines 48-49 and renumber remaining sections accordingly.
3. Page 7, Line 190:
Delete Lines 190-193; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 247**, FIRE PREVENTION AND SAFETY AMENDMENTS, by Representative C. Beshear.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

H.B. 245, read the second time by short title and placed on the Consent Calendar.

H.B. 247, read the second time by short title and placed on the calendar for third reading.

INTRODUCTION OF BILLS

CONTROLLED SUBSTANCES ACT AMENDMENTS

H.B. 128

Eli H. Anderson

THIS ACT MODIFIES THE CONTROLLED SUBSTANCES ACT BY SPECIFYING THAT UP TO THREE PRESCRIPTIONS FOR THE SAME

SCHEDULE II CONTROLLED SUBSTANCE MEDICATION MAY BE ISSUED AT THE SAME TIME. THE ACT SETS FORTH SPECIFIC PROCEDURES FOR ISSUING MORE THAN ONE PRESCRIPTION FOR A SCHEDULE II MEDICATION AT THE SAME TIME, INCLUDING REQUIRING SPECIFIED DISPENSING DATES ON THE PRESCRIPTIONS. THE ACT ALSO PROVIDES THAT ALL PRESCRIPTIONS FOR SCHEDULE II MEDICATIONS MAY ONLY BE FILLED WITHIN 30 DAYS AFTER PRESCRIPTION ISSUE DATE OR DISPENSING DATE, read the first time by short title and referred to the Rules Committee.

**SALES AND USE TAXES - EXEMPTION
FOR CERTAIN SALES OF ELECTRICITY**

H.B. 129

LaWanna Lou Shurtliff

THIS ACT MODIFIES THE SALES AND USE TAX ACT AND THE MUNICIPAL ENERGY SALES AND USE TAX ACT TO EXEMPT FROM TAXATION CERTAIN SALES OF ELECTRICITY GENERATED BY RENEWABLE RESOURCES, AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

VETERANS' HOMES

H.B. 130

Gerry A. Adair

THIS ACT MODIFIES THE VETERANS CODE TO PROVIDE FOR THE BUILDING OF ONE OR MORE VETERANS' HOMES ACROSS THE STATE. THE ACT PROVIDES FOR BOARDS FOR EACH HOME AND MAKES TECHNICAL CHANGES TO LANGUAGE TO ACCOMMODATE MORE THAN ONE HOME WITHIN THE STATE. IN ADDITION, THIS ACT APPROPRIATES \$3,500,000 FROM THE GENERAL FUND AS THE STATE'S MATCH TO BUILD A NEW VETERANS' NURSING HOME IN WEBER COUNTY. THIS ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

TAX REVIEW COMMISSION AMENDMENTS

H.B. 182

Chad E. Bennion

THIS ACT AMENDS THE REVENUE AND TAXATION CODE TO REPEAL OBSOLETE LANGUAGE RELATING TO THE DUTIES OF THE TAX REVIEW COMMISSION AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

WATER COMMISSIONER ASSESSMENT AMENDMENTS**H.B. 269***David Ure*

THIS ACT MODIFIES THE UTAH ADMINISTRATIVE PROCEDURES ACT TO EXEMPT THE COLLECTION OF WATER COMMISSIONER ASSESSMENTS, FEES, AND DELINQUENCIES FROM THE REQUIREMENTS OF THE UTAH ADMINISTRATIVE PROCEDURES ACT, read the first time by short title and referred to the Rules Committee.

MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION**H.B. 270***Mike Thompson*

THIS ACT MODIFIES THE PARENTAL TERMINATION RIGHTS ACT IN THE JUDICIAL CODE. THE ACT PROVIDES THAT WHEN A MENTAL HEALTH PRACTITIONER IS TO BE APPOINTED IN A TERMINATION OF PARENTAL RIGHTS ACTION THE JUVENILE COURT MAY APPOINT ANY MENTAL HEALTH THERAPIST WHICH THE COURT FINDS TO BE QUALIFIED, AND MAY NOT REFUSE TO APPOINT A MENTAL HEALTH THERAPIST FOR THE REASON THAT THERAPIST'S RECOMMENDATIONS IN ANOTHER CASE HAVE NOT FOLLOWED THE RECOMMENDATIONS OF THE DIVISION OF CHILD AND FAMILY SERVICES, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION -
APPROPRIATIONS SUBCOMMITTEE NAMES****H.J.R. 7***Neal B. Hendrickson*

THIS RESOLUTION MODIFIES JOINT RULES BY AMENDING THE NAME OF AN APPROPRIATIONS SUBCOMMITTEE. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION - LEGISLATIVE
REVIEW NOTES ON BILLS****H.J.R. 16***David Ure*

THIS RESOLUTION MODIFIES THE JOINT RULES BY ELIMINATING THE REQUIREMENT THAT LEGISLATIVE REVIEW NOTES BE PRINTED ON BILLS. THIS JOINT RULES RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 75, CEMETERY MAINTENANCE DISTRICT AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 75 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Thompson
Throckmorton	Tyler	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Becker	Bennion	Curtis
Jones	G. Snow	Ure	Urquhart

H.B. 75 transmitted to the Senate for its consideration.

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H.B. 84, PROPERTY TAX ASSESSMENTS - EFFECT OF CONSERVATION EASEMENT, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 84**.

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H.B. 86, PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 86 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Becker	Bennion	Hatch
Holdaway	Jones	Ure	Urquhart

H.B. 86 transmitted to the Senate for its consideration.

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H.B. 87, UNMARKED VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 87 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark

D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Biskupski	Curtis	Hatch
Hendrickson	Jones	Ure	

H.B. 87 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Bryson, the House voted to reconsider its action on **H.B. 39**.

RECONSIDERATION OF H.B. 39

H.B. 39, STATUTE OF LIMITATIONS AMENDMENTS, was before the House upon its final passage.

On motion of Representative Bryson, the House voted to delete **H.B. 39** in title and body and insert **Sub. H.B. 39** in lieu thereof.

On motion of Representative Garn, the House voted to circle **Sub. H.B. 39**.

UNFINISHED BUSINESS

On motion of Representative Saunders, the House voted to uncircle **H.B. 54**.

H.B. 54, TOBACCO AMENDMENTS, was before the House on its final passage.

H.B. 54 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

D. Cox	Curtis	Dayton	Hatch
Jones	G. Snow	Styler	Ure

H.B. 54 transmitted to the Senate for its consideration.

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On motion of Representative Saunders, the House voted to uncircle **H.B. 55**.

H.B. 55, UNDERAGE POSSESSION OF TOBACCO AMENDMENTS, was before the House on its final passage.

H.B. 55 then passed on the following roll call:

Yeas, 63; Nays, 7; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels

Dayton	Dillree	Donnelson	Ferrin
Ferry	Garn	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Wallace
Way	Young	M. Stephens	

Voting in the negative were: Representatives

Duckworth	Fife	Peterson	Philpot
Throckmorton	Urquhart	Winn	

Absent or not voting were: Representatives

Curtis	Goodfellow	Hatch	Jones
Ure			

H.B. 55 transmitted to the Senate for its consideration.

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On motion of Representative Becker, the House voted to uncircle **H.B. 84**.

H.B. 84, PROPERTY TAX ASSESSMENTS - EFFECT OF CONSERVATION EASEMENT, was before the House on its final passage.

H.B. 84 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart

Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Curtis	Hatch	Jones	Ure
Way			

H.B. 84 transmitted to the Senate for its consideration.

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On motion of Representative Ray, the House voted to uncircle **H.B. 56**.

H.B. 56, GENETIC PRIVACY AND DISCRIMINATION, was before the House on its final passage.

On motion of Representative Ray, the bill was amended as follows:

1. Page 4, Line 120:
After "request" delete "and obtain"
2. Page 5, Line 123:
After "request" delete "and obtain"
3. Page 5, Line 129 - 130:
After "subsection (2)" delete "until the insurer's obligation to pay for a genetic test or health care services has been fully resolved" and insert "in accordance with the provisions of the Health Insurance Portability and Accountability Act of 1996"
4. Page 5, Line 133:
After "that" insert ". in accordance with the provisions of the Health Insurance Portability and Accountability Act of 1996, the insurer makes a reasonable effort to limit disclosure to the minimum necessary to carry out the purposes of the disclosure."
5. Page 5, Lines 134-139:
Delete lines 134 through 139

6. Page 6, Line 157:
After “(a)” delete “except as prohibited by Subsection (2)(d)(ii).”
7. Page 6, Line 167:
After “Any” delete “person” and insert “insurance company or employer”

H.B. 56, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffinire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Becker	Curtis	Dillree	Hatch
Jones	Ure		

H.B. 56, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 88, SALES AND USE TAX - AGRICULTURE EXEMPTION, read the third time by short title and placed on its final passage.

H.B. 88 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Becker	Beshear	Jones	Philpot
Styler	Ure		

H.B. 88 transmitted to the Senate for its consideration.

* * *

H.B. 93, MUNICIPAL ANNEXATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 93 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beshear	Gowans	Jones	Philpot
Ure			

H.B. 93 transmitted to the Senate for its consideration.

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H.B. 94, SPECIAL FUEL TAX AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 94 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker

Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beshear	Gowans	Jones	Philpot
Ure			

H.B. 94 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 23, 2002

The Senate passed, as amended, **S.B. 25**, OFFICE OF RECOVERY SERVICES AMENDMENTS, by Senator D. E. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 26**, SERIOUS YOUTH OFFENDER AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 27**, AMENDMENTS TO GUILTY AND MENTALLY ILL, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 33**, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 34**, PRIVATE RECORDS AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed **S.B. 35**, VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 36**, PROVISIONAL BALLOT, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed **S.J.R. 1**, RESOLUTION ENCOURAGING RESEARCH AND DEVELOPMENT GRANTS FOR CLEAN COAL ALTERNATIVES, by Senator M. Dmitrich, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 25, S.B. 26, S.B. 27, S.B. 33, Sub. S.B. 34, S.B. 35, S.B. 36**, and **S.J.R. 1**, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 23, 2002

The Government Operations Committee reports a favorable recommendation on **H.B. 115**, TECHNICAL CHANGES TO ELECTION LAW, by Representative L. Pace, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **H.B. 13**, REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE, by Representative D. Bowman, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee recommends **H.B. 109**, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET, by Representative K. Holdaway, be replaced and favorably recommends **1st Sub. H.B. 109**, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET; and

The Government Operations Committee reports a favorable recommendation on **H.B. 246**, SUNSET ACT REAUTHORIZATIONS, by Representative S. Mascaro, with the following amendments:

1. Page 1, Line 12:
After line 12 insert:
"63-55b-163, as last amended by Chapter 223, Laws of Utah 2001"
2. Page 4, Line 99:
After line 99 insert:
Section 5. Section 63-55b-163 is amended to read:
63-55b-163 Repeal dates -- Title 63.

- (1) Title 63, Chapter 95, Parts 2 and 3 are repealed July 1, 2004.
- (2) Sections 63-63b-101 and 63-63b-102 are repealed on July 1, ~~[2002]~~ 2007.
- (3) Section 63-56-35.9 is repealed July 1, 2005.

Renumber remaining sections accordingly; and

The Government Operations Committee reports a favorable recommendation on **H.B. 258**, VOTER IDENTIFICATION REQUIREMENTS, by Representative R. Lockhart, with the following amendments:

1. Page 2, Line 28:
Delete line 28
2. Page 2, Lines 30-31:
Delete lines 30-31
3. Page 2, Line 32:
After "card," insert "or"
4. Page 2, Lines 33-36:
Delete lines 33-36

Renumber remaining sections accordingly

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Government Operations committee were adopted.

H.B. 115 and **H.B. 13**, read the second time by short title and placed on the Consent Calendar.

Sub. H.B. 109, **H.B. 246**, as amended, and **H.B. 258**, as amended, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 23, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 185**, REAUTHORIZATION OF INDIVIDUAL INCOME TAX CREDIT - TUTORING DISABLED DEPENDENTS, by Representative J. Buffmire, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 31:
After "but beginning" insert "on or"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 119**, ASSESSMENT OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE, by Representative J. Murray.

Gordon E. Snow, Chair

Reports filed. On motion of Representative Snow, the reports of the Revenue and Taxation committee were adopted.

H.B. 185, read the second time by short title and placed on the Consent Calendar.

H.B. 119, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 23, 2002

The Transportation Committee reports a favorable recommendation on **H.B. 217**, DESIGNATION OF MEMORIAL HIGHWAY, by Representative D. Ure; and

The Transportation Committee reports a favorable recommendation on **H.B. 118**, SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS, by Representative B. Ferry, with the following amendments:

1. Page 10, Line 280:
After “operator” insert “or search and rescue team”
2. Page 10, Line 287:
Delete “search and rescue team.”; and

The Transportation Committee reports a favorable recommendation on **H.B. 114**, PENALTY FOR STEALING MOTOR FUEL, by Representative C. Saunders.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

H.B. 217, **H.B. 118**, as amended, and **H.B. 114**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 23, 2002

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 34**, TOURISM AMENDMENTS, by Representative S. Allen, with the following amendments:

1. Page 1, Line 12:
After line 12 insert:
“9-2-1703, as last amended by Chapter 159, Laws of Utah 2001”
2. Page 1, Line 15:
After line 15 insert:
“REPEALS:
9-2-1703.5, as enacted by Chapter 159, Laws of Utah 2001”
3. Page 1, Line 16:
After line 16 insert:
“Section 1. Section 9-2-1703 is amended to read:
9-2-1703 Creation and administration of fund.
(1) (a) There is created within the General Fund a restricted account known as the “Tourism Marketing Performance Fund.”
(b) The fund shall be administered by the department in accordance with Section 9-2-1704.
(2) The ~~[fund shall be funded by appropriations made to the fund by the] Legislature [in accordance with Section 9-2-1703.5]~~ shall appropriate \$200,000 to the fund each fiscal year.
(3) Any undistributed monies in the fund at the end of the fiscal year are nonlapsing except that any balance greater than \$200,000 at the end of the fiscal year shall lapse to the General Fund.
4. Page 2, Line 34:
After “expenditures” insert “and expenditures to develop tourism, recreation, cultural, and convention facilities”
5. Page 5, Line 123:
After line 123 insert:
“Section 5. Repealer.
This act repeals:
Section 9-2-1703.5, Appropriations to the fund.”
Renumber remaining sections accordingly; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 36, CHILD CARE AMENDMENTS**, by Representative R. Siddoway, with the following amendments:

1. Page 3, Lines 71-73
After “for” delete “: (a) children through age 12; and (b) children with disabilities through age 18.” and insert “children under 14 years of age.”

2. Page 3, Lines 83-84

After “children” delete “through age 12 and for income-eligible children with disabilities through age 18” and insert “under 14 years of age”

Richard M. Siddoway, Chair

Reports filed. On motion of Representative Siddoway, the reports of the Workforce Services and Economic Development committee were adopted.

H.B. 34, as amended, and **H.B. 36**, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 23, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 31**, LICENSE PLATE REQUIREMENTS, by Representative B. King; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 113**, INSECT CONTROL ON FEDERAL LANDS, by Representative S. Urquhart.

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

H.B. 31 and **H.B. 113**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 22, 2002

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 226**, TERMINATION OF PARENTAL RIGHTS AMENDMENTS, by Representative M. Throckmorton, with the following amendments:

1. Page 5, Line 128:

After “made” delete “diligent” and insert “reasonable”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 233**, MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS, by Representative G. Curtis, and recommends it be placed on the Consent Calendar.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Judiciary committee were adopted.

Sub. H.B. 226, as amended, read the second time by short title and placed on the calendar for third reading.

H.B. 233, read the second time by short title and placed on the Consent Calendar.

UNFINISHED BUSINESS

On motion of Representative Bryson, the House voted to uncircle **H.B. 39**.

H.B. 39, STATUTE OF LIMITATIONS AMENDMENTS, was before the House on its final passage.

On motion of Representative Bryson, the House voted to delete **H.B. 39** in title and body and insert **Sub. H.B. 39** in lieu thereof.

Sub. H.B. 39 then passed on the following roll call:

Yeas, 59; Nays, 4; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Garn	Goodfellow	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Bourdeaux	Bradshaw	Daniels	Gowans
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Absent or not voting were: Representatives

Alexander	Barrus	D. Cox	Dillree
Fife	Hatch	Jones	Newbold
Peterson	G. Snow	Swallow	Wallace

Sub. H.B. 39 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 107, OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 2, Line 37:
After “cooperate with” delete “the Obscenity and Pornography Complaints Ombudsman and”
2. Page 2, Line 38:
After “investigations” delete “like” and insert a comma and “including”
3. Page 3, Line 62:
After “involving” delete “the Obscenity and Pornography Complaints Ombudsman and”
4. Page 3, Line 63:
After “Attorney General” delete “like” and insert a comma and “including”
5. Page 5, Line 136:
After “cooperate with” delete “the Obscenity and Pornography Complaints Ombudsman and”
6. Page 5, Line 137:
After “investigations” delete “like” and insert a comma and “including”
7. Page 7, Line 196:
After “involving” delete “the Obscenity and Pornography Complaints Ombudsman and”
8. Page 7, Line 197:
After “Attorney General” delete “like” and insert a comma and “including”
9. Page 10, Line 277:
After “public service” delete the comma and “Subsection 67-5-18(3)(f).”

10. Page 12, Line 358:
After “drafting” insert “model”

11. Page 12, Line 359:
After “(ii)” delete “making” and insert “providing”

H.B. 107, as amended, then passed on the following roll call:

Yeas, 63; Nays, 2; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	

Voting in the negative were: Representatives

Daniels	Litvack
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Absent or not voting were: Representatives

Alexander	Barrus	Bigelow	Dillree
Hatch	Jones	Newbold	Swallow
Throckmorton	M. Stephens		

H.B. 107 transmitted to the Senate for its consideration.

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H.B. 187, DRIVER LICENSE FRAUD AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Arent, the House voted to circle **H.B. 187**.

UNFINISHED BUSINESS

On motion of Representative Bryson, the House voted to uncircle **H.B. 52**.

H.B. 52, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, was before the House on its final passage.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 1, Lines 8-9:
Delete "This act also repeals the Higher Education Supplemental Savings Incentive Program."
2. Page 1, Lines 17-27:
Delete all of lines 17 through 27
3. Page 2, Lines 28-30:
Delete all of lines 28 through 30
4. Page 14, Lines 405-421:
Delete all of lines 405 through 421
5. Page 2, Line 39:
Delete "shall" and insert "may"

H.B. 52, as amended, then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray

Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young		

Absent or not voting were: Representatives

Alexander	S. Allen	Anderson	Garn
Hatch	Jones	Swallow	Way
M. Stephens			

H.B. 52, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 192, WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS, read the third time by short title and placed on its final passage.

On motion of Representative Hansen, the bill was amended as follows:

1. Page 2, Line 43:
Delete "police" and insert "peace"

Representative Ure declared a conflict of interest because his son is a volunteer firefighter with Summit County.

On motion of Representative Urquhart, the House voted to circle **H.B. 192**.

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H.B. 193, REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 193**.

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H.B. 198, MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 198**.

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H.B. 199, INTERIM COMMITTEE MEMBERSHIP, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 199**.

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H.B. 201, PROPERTY TAX - JUDGEMENT LEVY, read the third time by short title and placed on its final passage.

H.B. 201 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffinire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Allen	Gowans	Hatch	Jones
Swallow	Throckmorton	Tyler	Way

H.B. 201 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **H.B. 192**.

H.B. 192, WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS, was before the House on its final passage.

H.B. 192 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young			

Absent or not voting were: Representatives

Alexander	S. Allen	Dillree	Hatch
Jones	Mascaro	Saunders	Swallow
Way	M. Stephens		

H.B. 192 transmitted to the Senate for its consideration.

* * *

On motion of Representative Hogue, the House voted to uncircle **H.B. 72**.

H.B. 72, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES, was before the House on its final passage.

On motion of Representative Hogue, the bill was amended as follows:

1. Page 2, Line 29:
Reinstate "B" and delete "A"
2. Page 3, Line 59:
After Line 59 insert:
"(4) Subsection (2)(c) does not apply to any person who administers nitrous oxide for the purpose of medical, surgical, or dental care and

who holds a license under state law that authorizes the administration of nitrous oxide.”

3. Page 3, Line 60:
Delete “(4)” and insert “(5)”

H.B. 72, as amended, then passed on the following roll call:

Yeas, 58; Nays, 7; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Pace	Parker
Peterson	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	M. Stephens		

Voting in the negative were: Representatives

Beshear	Ferrin	Gowans	Hendrickson
Newbold	Philpot	Ure	

Absent or not voting were: Representatives

Alexander	S. Allen	Dillree	Hatch
Jones	Mascaro	Seitz	Swallow
Way	Young		

H.B. 72, as amended, transmitted to the Senate for its consideration.

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On motion of Representative Holdaway, the House voted to uncircle **H.B. 198**.

H.B. 198, MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS, was before the House on its final passage.

H.B. 198 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
M. Stephens			

Absent or not voting were: Representatives

Alexander	S. Allen	Dillree	Hatch
Jones	Mascaro	Seitz	Swallow
Way	Young		

H.B. 198 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 202, RECONVEYANCE OF TRUST DEED OF RELEASE OF MORTGAGE, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 202**.

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H.B. 204, RESPONSIBILITY OF ATTORNEY GENERAL TO, read the third time by short title and placed on its final passage.

On motion of Representative Throckmorton, the bill was amended as follows:

1. Page 1, Line 20:

After “(2)(a)” delete “As directed by the division” and insert “Subject to the provisions of Subsection 67-5-17(1)”

H.B. 204, as amended, then passed on the following roll call:

Yeas, 43; Nays, 25; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Barrus	Bennion
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Garn	Harper	Hogue	Holdaway
B. Johnson	King	Lockhart	Mascaro
Murray	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	E. Hutchings	Litvack	McCartney
Morgan	Moss	Parker	Shurtliff
Thompson			

Absent or not voting were: Representatives

Alexander	S. Allen	Bigelow	Hatch
Jones	Swallow	Young	

H.B. 204 transmitted to the Senate for its consideration.

* * *

H.B. 207, LICENSES FOR EDUCATORS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 207**.

* * *

H.B. 214, EXTENSION OF SUNSET ON TELEHEALTH, read the third time by short title and placed on its final passage.

H.B. 214 then passed on the following roll call:

Yeas, 53; Nays, 14; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffinire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dillree
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Urquhart	Wallace
Winn			

Voting in the negative were: Representatives

Bennion	Bryson	Curtis	Dayton
Donnelson	Garn	Harper	Lockhart
Peterson	Philpot	Thompson	Throckmorton
Way	M. Stephens		

Absent or not voting were: Representatives

Alexander	S. Allen	Bigelow	Hatch
Jones	Swallow	Ure	Young

H.B. 214 transmitted to the Senate for its consideration.

* * *

H.B. 215, DEPARTMENT OF HEALTH COLLECTION OF INFORMATION, read the third time by short title and placed on its final passage.

H.B. 215 then passed on the following roll call:

Yeas, 65; Nays, 3; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion

Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bryson	Dayton	Newbold
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Absent or not voting were: Representatives

Alexander	S. Allen	Gowans	Hatch
Jones	Swallow	Ure	

H.B. 215 transmitted to the Senate for its consideration.

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H.B. 218, OVER WEIGHT VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 218**.

* * *

H.B. 221, STATE BOARD OF EDUCATION RULES AND REPORTS, read the third time by short title and placed on its final passage.

H.B. 221 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion

Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	S. Allen	Hatch	Hogue
Jones	Parker	Swallow	

H.B. 221 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 24, 2002, at 10:00 a.m.

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